IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 26702 of 2007(D)

IP.4/1996 of SUB COURT, MUVATTUPUZHA

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PETITIONER:

REENI PRINCE,
W/O. LATE PRINCE JOHN VARGHESE,
AGED 43 YEARS,KALAPPILLIL HOUSE,
PIRAMADOM,ONAKKUR VILLAGE,
ERNAKULAM DISTRICT.

BY ADV. SRI.JOBY JACOB PULICKEKUDY
SRI.ANIL GEORGE

RESPONDENT:

ST.MARY'S CHITTY FUND,PAMPAKUDA
REPRESENTED BY ITS MANAGING PARTNER,
E.V.PAULOSE,S/O.VARKEY,ISHNAPPILLY,
KAYANAD,MAIMURI VILLAGE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.Krishnan, J.

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W.P(C).No.26702 of 2007

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Dated this the 7th day of September, 2007.

JUDGMENT

This Writ Petition is filed seeking a direction to dispose of Insolvency Petition No.4 of 1996 pending before the Sub Court, Muvattupuzha. I am informed that a Commission has been appointed and he has been directed to make rateable distribution. Until and unless a decision is taken on the Insolvency Petition, it may not be strictly correct to order rateable distribution. 2. So, for a proper determination of the entire subject matter, it is really necessary to adjudicate the question of insolvency by the disposal of I.P. No.4 of 1996. Therefore, the court below is directed to dispose of I.P.No.4 of 1996, if all steps are complete, within a period of three months from the date of receipt of a copy of this judgment.

Writ Petition is disposed of as above.

M.N.Krishnan,
Judge.

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